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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.4446 OF 2007
IN
FIRST APPEAL NO.231 OF 1995

Kalpesh @ Abhishek Manohar @ Prakash Gophane ...Applicant

V/s.

The State of Maharashtra ...Respondent

Mr.Ghadigaonkar, Advocate, h/f. Anil Subramaniam, for the Applicant.

Mr.B.H. Mehta, AGP, for the Respondent-State.

CORAM : ABHAY S. OKA, J.

DATE : 23RD NOVEMBER, 2007.

P.C.:

1. Rule. Learned AGP for the respondent waives service. Taken up for hearing.

2. In view of averments made in the Civil Application, a case is made out for restoration of the Appeal which was dismissed for default. Hence the Civil Application is allowed in terms of prayer clauses (a) and (b).

3. The First Appeal shall be listed on final hearing board of the First Appeals under the Motor Vehicles Act in January, 2008.

[ABHAY S. OKA, J.]